IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CIVIL REVISION APPLICATION No 298 of 2001

For Approval and Signature:

HON'BLE MR.JUSTICE P.B.MAJMUDAR

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

DEVCHAND SHAMBHULAL SHETH THRO' P.O.A.

Versus

LALJI KANJI LAKHANI

Appearance:

1. Civil Revision Application No. 298 of 2001

MR RC KAKKAD for Petitioner No. 1

MR AR THACKER for Respondent No. 1

RULE NOT RECD BACK for Respondent No. 2

RULE SERVED for Respondent No. 3

MR HS MUNSHAW for Respondent No. 4

CORAM : HON'BLE MR.JUSTICE P.B.MAJMUDAR

Date of decision: 20/01/2004

ORAL JUDGEMENT

Considering the fact that the impugned order is

in the nature of interim order, this Revision is not maintainable in view of amendment in Section 115 of C.P.C. Therefore, Mr.R.C.Kakkad for the petitioner wants to withdraw this Revision Application with a liberty to file a Special Civil Application under Article 227 of the Constitution of India.

2) Permission as prayed for is granted with a liberty to file a Special Civil Application under Article 227 of the Constitution of India. Accordingly, this Civil Revision Application is disposed of as having been withdrawn. Interim relief granted earlier by this Court is ordered to be extended upto 6th February, 2004. Rule is discharged. No order as to costs.

(P.B.Majmudar,J.)

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